

**RESOLUTION 2021-117 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE  
OF NEW JERSEY CONFIRMING PRIOR SUPPORT OF THE LOCATION AND OPERATION OF A  
MEDICAL CANNABIS CULTIVATION AND MANUFACTURING FACILITY BY ALTUS NEW JERSEY,  
LLC**

**WHEREAS**, the State of New Jersey authorizes the operation of alternate treatment centers ("ATCs") for the production of medical cannabis and medical cannabis products for registered patients pursuant to the Jake Honig Compassionate Use Medical Cannabis Act, N.J.S.A. 24:6I-1, et seq. "Jake Honig Law"; and

**WHEREAS**, by resolution No. 2018-096 adopted on August 22, 2018 (hereinafter "Resolution 2018-096"), the Township Committee of the Township of Alexandria expressed its support for New Jersey's Medical Marijuana Program and its further interest in adopting zoning regulations to permit a land use category within the Township of Alexandria for an ATC that would permit an individual or entity to cultivate, process and manufacture products from cannabis as authorized under the Jake Honig Law and those activities which might be permitted through a duly awarded permit by the New Jersey Department of Health and Senior Services; and

**WHEREAS**, in addition to the above, Resolution 2018-096 authorized medical cannabis businesses interested in cultivating, processing and manufacturing medical cannabis in Alexandria Township to begin the application process for a permit with the New Jersey Department of Health and also authorized the Mayor, on behalf of the Township Committee, to issue letters of support of responsible businesses applying for such permits; and

**WHEREAS**, in 2018, pursuant to the adoption of Resolution 2018-096, Altus New Jersey, LLC ("Altus") requested and received from the Township Committee support for a facility in Alexandria Township, but was not awarded a permit from the State at that time. Subsequently, it approached the Township the following year at a Township Committee meeting held on July 24, 2019 and received a letter dated July 26, 2019 supporting the operation of a medical cannabis cultivation and processing facility on 26 Airport Road. Among other things, the Township's letter cited the company's "clearly detailed" plans and its "in depth knowledge and professionalism" with respect to the residents and the Township; and

**WHEREAS**, the Township Committee was notified that, after permit delays at the State caused by litigation due to others, Altus was awarded a vertically integrated ATC permit ("Notice of Award") on October 15, 2021 by the Cannabis Regulatory Commission ("CRC"), the successor regulator to the DOH. A copy of the Notice of Award is on file with the Township Clerk. Such Notice of Award requests Altus to provide, among other things, confirmation that Alexandria Township continues to support Altus' proposed cultivation and manufacturing ATC within the Township; and

**WHEREAS**, in connection with this Resolution, the Township Committee has received and reviewed a letter dated October 20, 2021 from Altus' Counsel Foley Hoag, LLP (which letter is made a part hereof by reference) outlining the circumstances which caused the permit delay, describing the size of the proposed ATC facility and the limitation of uses under the permit, specifically, that it is for "cultivation and manufacturing medical cannabis and medical cannabis products", not adult-use recreational cannabis operations; and

**WHEREAS**, the Township Committee previously adopted certain "opt-out ordinances" on July 14, 2021 with respect to cannabis business licensing and land use regulation in the Township in order to meet the State of New Jersey's opt-out deadline of August 22, 2021 pursuant to the recently-adopted Cannabis Regulatory, Enforcement, Assistance, and Marketplace Modernization Act ("CREAMMA") . Those ordinances were adopted largely because the State's pending administrative rules governing cannabis had not yet been put into place and needed to be reviewed; however, the Township Committee acknowledged at its regular meeting on April 14, 2021 that it intended to honor previous governing body resolutions supporting medical cannabis cultivation and processing facilities in the Township and that it would move forward with suitable "opt-in" ordinances in the near future; and

**WHEREAS**, the Township Committee understands that it has been acknowledged by Altus that it intends to comply with any and all reasonable zoning requirements imposed by the Township relative to ATC operations within the Township, whether enacted before or after the date of this resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Alexandria, in the County of Hunterdon and State of New Jersey on this day of November 2021, for the reasons set forth in the above preamble without repeating, as follows:

1. The Township Committee confirms its support of Altus' proposed medical cannabis cultivation and manufacturing ATC facility within the Township of Alexandria, as it believes that it will provide a positive benefit to the community in terms of, but not limited to, job creation and the use of local vendors for ongoing operational needs.

2. The Township Committee understands that the medical cannabis cultivation and manufacturing ATC operated by Altus will be located at 26 Airport Road (Block 10, Lot 63) in the Township pursuant to the Notice of Award and that there will be no medical dispensary operated at this site or at any other location within the Township; accordingly, this resolution supports Altus' medical cannabis cultivation and manufacturing ATC only. Further, the Township Committee's support is specifically conditioned upon the following:

a. Appropriate zoning and land use ordinances being adopted by the Township which permit the proposed use and development standards for cannabis cultivation and manufacturing facilities;

b. Altus or its successors in right, title and interest shall not make any applications for development of the facility to the Township prior to the Township's adoption of the zoning and land use ordinances enabling same, as this resolution of support does not constitute a development/land use

approval; and

c. This Committee does not support a development approval sought by Altus, or its successors in right, title and interest, being made via use or other variance application prior to the Township's adoption of zoning and land use/site standards ordinances permitting cannabis cultivation and manufacturing facilities within the Township.

3. The Township requests the Township's Land Use (ie. Planning) Board to move forward with the preparation and recommendation of suitable land use ordinances to regulate cannabis uses and facilities within the Township of Alexandria.

4. The Mayor, Deputy Mayor, Township Administrator/Clerk and Township Attorney, as applicable, are authorized to take any and all action necessary to effectuate the purposes of this Resolution.

5. This Resolution shall take effect immediately.

ATTEST: November 8, 2021

  
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Michele Bobrowski, CMC/RMC, Township Clerk

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Gabriel C. Plumer, Mayor

I, Michele Bobrowski, Township Clerk of the Township of Alexandria, County of Hunterdon, State of New Jersey, hereby certify this to be a true copy of a resolution adopted by the Township Committee on November 8, 2021.

  
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Michele Bobrowski, CMC/RMC, Township Clerk